

Message Text

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PAGE 01 GENEVA 04815 161140Z
ACTION EB-07

INFO OCT-01 IO-14 ISO-00 COME-00 L-03 /025 W
-----162209Z 090800 /64

R 160932Z JUN 77
FM USMISSION GENEVA
TO SECSTATE WASHDC 8283

UNCLAS GENEVA 4815

FOR EB/IFD/BP - WINTER AND PATENT OFFICE - MIKE KIRK

E.O. 11652: N/A
TAGS: WIPO, EINV
SUBJECT: WIPO - PARIS CONVENTION: WORKING GROUP ON INVENTORS'
CERTIFICATES

WIPO DOCUMENT PR/WGIC/II/1 OF JUNE 13 (COPIES POUCHED
WASHINGTON) CONTAINS GROUP B'S COMMENTS ON THE DIRECTOR
GENERAL'S PROPOSAL ON INVENTORS' CERTIFICATES. FOLLOWIINGS
IS TEXT:

BEGIN TEXT:

1. THE MEMBERS OF GROUP B ARE DISAPPOINTED TO FIND THAT THE
PROPOSAL FAILS TO ENSURE THE FEEDOM OF CHOICE BETWEEN PATENTS
AND INVENTORS' CERTIFICATES OVER THE WHOLE TECHNICAL AREA
FOR WHICH THE LATTER FORM OF PROTECTION IS AVAILABLE. INDEED,
IN THE PROPOSED ARTICLE 1, PARAGRAPH (5B), IT GIVENS ANY
COUNTRY THE FREEDOM TO CONTINUE ANY RESTRICTIONS WHICH IT APPLIES
AT THE DATE OF REVISION OF THE CONVENTION WITHOUT BEING LIABLE
TO CORRESPONDING RESTRICTION OF PRIORITY RIGHTS FOR PATENTS
IN OTHER COUNTRIES AS UNDER THE PRESENT ARTICLE 4I AND AS
IMPLIED IN ARTICLE 3BIS (3) OF THE GROUP B PROPOSALS IN PR/PIC/I/7.

2. IT IS CONSIDERED ESSENTIAL TO DELETE THE SQUARE BRACKETS
IN THE PROPOSED ARTICLE 1, PARAGRAPH (5)(C). IF THE BRACKETED
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PAGE 02 GENEVA 04815 161140Z

PASSAGE WERE OMITTED, FOREIGN OWNERS OF PATENTS WOULD BE AT A
DISADVNATAGE RELATIVE TO DOMESTIC OWNERS OF INVENTORS'
CERTIFICATES.

3. IT IS DIFFICULT TO EXCEPT INVENTORS' CERTIFICATES FROM
ARTICLE 5A(2), (3) AND (4) WHEN THAT ARTICLE IS ITSELF UNDER
REVISION. IT MAY BE PREFERABLE TO EXPRESS THE EXCEPTIONS MORE

GENERALLY AS IN ARTICLE 3BIS (1) OF PR/PIC/I/7. GROUP B
RESERVES THE FREEDOM TO MAKE FURTHER COMMENTS ON THIS AND OTHER
ASPECTS OF THE DIRECTOR GENERAL'S PROPOSAL AFTER DEEPER STUDY.

4. FOR THESE REASONS, GROUP B CANNOT ACCEPT THE DIRECTOR
GENERAL'S PROPOSAL AS IT STANDS. PENDING SATISFACTORY AMEND-
MENT OF THAT PROPOSAL, GROUP B MAINTAINS ITS PROPOSALS IN
PR/PIC/I/7 AND PR/WGIC/I/7. HOWEVER, THE DIRECTOR GENERAL'S
PROPOSALS ARE WELCOMED AND ARE CONSIDERED A USEFUL BASIS FOR
FURTHER DISCUSSION.

END TEXT. SORENSON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INTELLECTUAL PROPERTY, PATENTS, COMMITTEE MEETINGS, POUCH SERVICES
Control Number: n/a
Copy: SINGLE
Sent Date: 16-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA04815
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
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Executive Order: N/A
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Expiration:
Film Number: D770215-0906
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770651/aaaabsrb.tel
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Litigation History:
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Message ID: 2d0a077c-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Classification: n/a
Previous Handling Restrictions: n/a
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Review Date: 20-Dec-2004 12:00:00 am
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Review Exemptions: n/a
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Review Release Date: n/a
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